

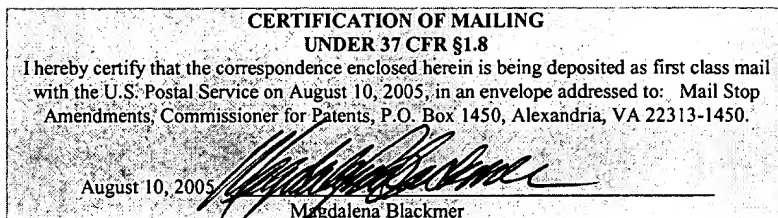


DERGOSITS & NOAH LLP
FOUR EMBARCADERO CENTER, SUITE 1450
SAN FRANCISCO, CA 94111
(415) 705-6377

Attorney Docket No.: 366.05
In re Application of John BLAIR et al. Group Art Unit: 3621
Serial No.: 09/922,337 Examiner: John M. WINTER
Filed: August 3, 2001
For: MESSAGE DELIVERY SYSTEM BILLING METHOD AND APPARATUS

AMENDMENT TRANSMITTAL

Mail Stop Amendments
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Dear Sir:

Transmitted herewith is an amendment in the above-identified application in response to office action dated June 13, 2005. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		
	Claims Remaining After Amendment		Highest No. Previously Paid For.	Present Extra	Rate	Additional Fee
Total Claims	29	Minus	40	= 0	X \$50.00	\$0
Independent Claims	3	Minus	*4	= 0	X \$200.00	\$0
First Presentation of Multiple Dependent Claim					X \$360.00	\$0
					Total	\$0

Small Entity 50% Filing Fee Reduction (if applicable) \$

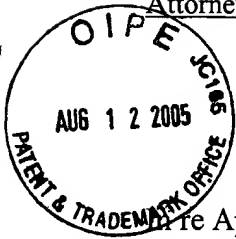
- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.)

1. ☒ Response to Restriction Requirement Mailed June 13, 2005.
2. ☒ Petition for Extension of Time Under 37 CFR 1.136(a) FY 2005 for a one-month extension of time
3. ☒ A check in the amount of \$120 is attached.
4. ☒ Please charge any additional fees, including any fees necessary for extensions of time, or credit any overpayment to Deposit Account No. 04-0822. A duplicate of this transmittal is attached.

Dated: August 10, 2005

By:

Paul K. Tomita
Reg. No. 43,196



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of

BLAIR et al.

Serial No. 09/922,337

Filed: August 3, 2001

For: **MESSAGE DELIVERY SYSTEM
BILLING METHOD AND APPARATUS**

) Group Art Unit: 3621

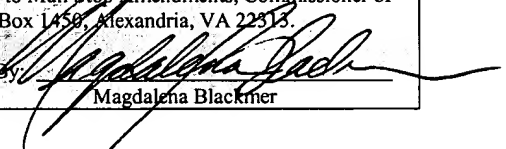
) Examiner: John M. WINTER

) **RESPONSE TO RESTRICTION
REQUIREMENT MAILED
JUNE 13, 2005**

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on August 10, 2005 in an envelope addressed to Mail-Stop Amendments, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313.

Date: August 10, 2005 By: 

Magdalena Blackmer

AMENDMENT

Sir:

This paper is being filed in response to the restriction requirement asserted in an Office Action mailed June 13, 2005. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks being on page 10 of this paper.